SECTORY

**PATENT** 

# THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: § Jagannadha K. Sastry, § § § Ralph B. Arlinghaus, Chris D. Platsoucas and Pramod N. Nehete Serial No.: 08/869,386

Filed: June 5, 1997

**COMPOSITIONS AND METHODS** For:

> FOR ELICITING IMMUNE OR ANTI-INFECTIVE RESPONSE

Group Art Unit: Unknown

Examiner: Unknown

Atty Dkt.: UTXC:538/HYL

CERTIFICATE OF MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Assistant Comprission of Patents, Washington, D.C. 20231, on the date bel

n L. Highlander

## RESPONSE TO 37 C.F.R. § 1.53(d) NOTICE

Assistant Commissioner for Patents ATTN: BOX MISSING PART Washington, D.C. 20231

Sir:

Further, in response to the Notice to File Missing Parts of Application Under 37 C.F.R.

- § 1.53(d), mailed September 2, 1997, there are enclosed herewith:
  - A copy of a transmittal correspondence filed on 09/29/97; (a)
  - A copy of a Preliminary Amendment Regarding Sequence Listing filed on (b) 09/29/97;
  - (c) A copy of a Statement as Required Under 37 C.F.R. § 1.821(f) filed on 09/29/97;

(d) A copy of Sequence Listing (paper copy and computer readable form) filed on

09/29/97;

(e) Our check in the amount of 65.00 as the surcharge fee; and

(f) A copy of Notice to File Missing Parts of Application-Filing Date Granted.

Applicants inadvertently did not return form PTO-1533 when responding to the PTO's

Notice to File Missing Parts. This paper now is submitted with evidence that all of the

requirement regarding the Notice to File Missing Parts of Application have been met.

If any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason

relating to the enclosed materials, or should an overpayment be included herein, the

Commissioner is authorized to deduct or credit said fees from or to Arnold, White & Durkee

Deposit Account No. 01-2508/UTXC:538/HYL.

Please date stamp and return the accompanying postcard to evidence receipt of these

documents.

Respectfully, submitted,

Steven L. Highlander

Reg. No. 37,642

ARNOLD, WHITE & DURKEE

P.O. Box 4433

Houston, Texas 77210

(512) 418-3000

Date:

Attorney for Applicants

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### CERTIFICATE OF MAILING 37 C.F.R 1.8

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September 29, 1997

**PATENT** 

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

JAGANNADHA K. SASTRY RALPH B. ARLINGHAUS CHRIS D. PLATSOUCAS

and

PRAMOD N. NEHETE

Serial No.: 08/869,386

Filed: June 5, 1997

For: COMPOSITIONS AND METHODS FOR

**ELICITING IMMUNE OR ANTI-**

**INFECTIVE RESPONSES** 

Group Art Unit: 1813

Examiner: Unknown

Atty. Dkt. No.: UTXC:538

even L. Highlander

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

A corrected filing receipt is hereby requested in view of the errors which appear in the original. For the convenience of the Patent and Trademark Office, attached is a photocopy of the original receipt on which the errors have been noted in red.

On the "CONTINUING DATA AS CLAIMED BY APPLICANT", please delete the line that reads "07/800,832 11/29/91" and insert therefore -- 07/800,932 12/02/91--

The errors are due to Applicants' error and a check for \$25.00 for the fee under 37 C.F.R. § 1.19(h) is enclosed. Should the check be insufficient or omitted, or should any other fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to this document, the Assistant Commissioner is hereby authorized to deduct said fee from Arnold, White & Durkee Deposit Account No. 01-2508/UTXC:538/HYL.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,

Steven L. Highlander

Reg. No. 37,642

Attorney for Applicant

ARNOLD, WHITE & DURKEE P.O. Box 4433
Houston, Texas 77210-4433
(512) 418-3000

Date: September 29, 1997







UNITED STATES DEPARTMENT OF COMMERCE Patent and Trademark Office ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS AND TRADEMARKS Washington, D.C. 20231

AUTON NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
08/869,386				UTXC:538/HYL		20	2

ARNOLD WHITE & DURKEE P O BOX 4433 HOUSTON TX 77210-4433

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Application Processing Division's Customer Correction Branch within 10 days of receipt. Please provide a copy of the Filing Receipt with the changes noted thereon.

Applicant(s)

JAGANNADHA K. SASTRY, HOUSTON, TX; RALPH B. ARLINGHAUS, BELLAIRE, TX; CHRIS D. PLASTSOUCAS, HOUSTON, TX; PRAMOD N. NEHETE, HOUSTON, TX.

CONTINUING DATA AS CLAIMED BY APPLICANT-

FOREIGN FILING LICENSE GRANTED 08/27/97 \* SMALL ENTITY \* TITLE COMPOSITIONS AND METHODS FOR ELICITING IMMUNE OR ANTI-INFECTIVE RESPONSES

PRELIMINARY CLASS: 424

A.W.D.

4-3-3

1 1997

DESK

USE This





Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NO /TITLE

08/869,386

Customer Service Center

UTXC: 5387HYL

0232/0902

ARNOLD WHITE & DURKEE P 0 BOX 4433 HOUSTON TX 77210-4433

NOT ASSIGNED

1813

DATE MAILED:

09/02/97

. 4	NOTICE TO FILE MISSING PARTS OF APPLICATION  Filing Date Granted
	An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted ALONG WITH THE PAYMENT OF A SURCHARGE for items 1 and 3-6 only of \$
	If all required items on this form are filed within the period set above, the total amount owed by applicant as a   I large entity  small entity (verified statement filed), is \$
255	□ 1. The statutory basic filing fee is: □ missing. □ insufficient. □ Applicant must submit \$
V	2. Additional claim fees of \$, including any multiple dependent claim fees, are required.  Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.
	<ul> <li>□ 3. The oath or declaration:</li> <li>□ Is missing.</li> <li>□ does not cover the newly submitted items.</li> <li>□ does not identify the application to which it applies.</li> <li>□ does not include the city and state or foreign country of applicant's residence.</li> <li>An oath or declaration in compliance with 37 CFR 1. 63, including residence information and identifying the application by the above Application Number and Filing Date is required.</li> </ul>
	<ul> <li>□ 4. The signature(s) to the oath or declaration is/are:</li> <li>□ missing.</li> <li>□ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.</li> <li>A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.</li> </ul>
	☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:
	An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.
	□ 6. A \$processing fee is required since your check was returned without payment (37 CFR (10)).
	Our filing receipt was mailed in error because your check was returned without payment.
٠. ٔ	See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."
Ja	Direct the response and any questions about this notice to "Attention; Box Missing Parts."

copy of this notice <u>MUST</u> be returned with the response.

M O M SEE	Application No.:
NOTICE TO COMPLY WITH RE	EQUIREMENTS FOR PATENT APPLICATIONS CONTAINING DOOR AMINO ACID SEQUENCE DISCLOSURES
	d sequence disclosure contained in this application does not r such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for

he following reason(s):	-
1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.	t's
2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequent Listing" as required by 37 C.F.R. 1.821(c).	сe
3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required 37 C.F.R. 1.821(e).	by
4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.823 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."	2
5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).	ged
6. The paper copy of the "Sequence Listing" is not the same as the computer readable from of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).	
7. Other:	
Applicant Must Provide:	
An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".	
An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.	
A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).	
For questions regarding compliance to these requirements, please contact:	
For Rules Interpretation, call (703) 308-4216 For CRF Submission Help, call (703) 308-4212	
For Patentin software help, call (703) 308-6856	

PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR RESPONSE

### CERTIFICATE OF MAILING 37 C.F.R 1.8

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September 29, 1997

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Steven L. Highlander

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JAGANNADHA K. SASTRY, RALPH B.
ARLINGHAUS, CHRIS D. PLATSOUCAS.

Serial No.: 08/869,386

AND PRAMOD N. NEHETE

Filed: June 5, 1997

For: METHODS AND COMPOSITIONS FOR

ELICITING AN IMMUNE RESPONSE

Group Art Unit: 1813

Examiner: Unknown

Atty. Dkt. No.: UTXC:538/HYL

# STATEMENT AS REQUIRED UNDER 37 C.F.R. § 1.821(f)

## **BOX SEQUENCE**

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Submitted herewith is a computer readable form and a paper copy of the sequence listing of those sequences in the captioned patent application. The computer readable form of the sequence listing is the same as the paper copy of the sequence listing. The sequence information provided in the Specification is also the same as the sequence listing of the enclosed computer readable and paper forms of the sequence listing.

Respectfully submitted,

Steven L. Highlander

Reg. No. 37,642 Attorney for Applicants

ARNOLD, WHITE & DURKEE P.O. Box 4433 Houston, Texas 77210-4433 (512) 418-3000

Date: September 29, 1997